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for the Substantively Consolidated SIPA Liquidation  
of Bernard L. Madoff Investment Securities LLC  
and the Estate of Bernard L. Madoff*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of  
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

THE ALVIN GINDEL REVOCABLE TRUST, and  
ALVIN GINDEL, in his capacity as Trustee of the  
Alvin Gindel Revocable Trust,

Defendants.

Adv. Pro. No. 10-04925 (SMB)

**STIPULATION AND ORDER FOR VOLUNTARY DISMISSAL  
OF ADVERSARY PROCEEDING WITH PREJUDICE**

Irving H. Picard (the “Trustee”), as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.* (“SIPA”), and the substantively consolidated estate of Bernard L. Madoff individually, by and through his counsel, Baker & Hostetler LLP, and the Alvin Gindel Revocable Trust (“Gindel Trust”) and Brent Gindel in his capacity as successor trustee of the Gindel Trust (“Defendants”), by and through their counsel, Arthur Ruegger and Carole Neville, Dentons US LLP (collectively, the “Parties”), hereby stipulate and agree to the following:

1. On December 2, 2010, the Trustee filed and served the Complaint against the Gindel Trust and Alvin Gindel in his capacity as trustee of the Gindel Trust.
2. On September 15, 2015, the Gindel Trust and Alvin Gindel filed and served their Answer to the Complaint on the Trustee.
3. Alvin Gindel died on April 22, 2019, and Brent Gindel became the successor trustee of the Gindel Trust.
4. Pursuant to the Settlement Procedures Order, entered by this Court on November 12, 2010 [Dkt. No. 3181], the Parties entered into a Settlement Agreement and Release on November 20, 2019.
5. In accordance with Federal Rule of Bankruptcy Procedure 7041(a)(1)(ii), and Federal Rule of Civil Procedure 41(a)(1), the Parties hereby stipulate to a dismissal with prejudice of the Trustee’s claims in the above-captioned adversary proceeding and dismissal of the adversary proceeding with prejudice.
6. The provisions of this Stipulation shall be binding upon and shall inure to the

benefit of the Parties and their respective successors and assigns and upon all creditors and parties of interest.

7. This Stipulation may be signed by the Parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

8. The Bankruptcy Court shall retain jurisdiction over this Stipulation.

*[Remainder of page intentionally left blank]*

Date: November 22, 2019  
New York, New York

**BAKER & HOSTETLER LLP**

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LLC and the Estate of Bernard L. Madoff*

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*Attorneys for Defendants the Alvin Gindel  
Revocable Trust and Alvin Gindel, in his  
capacity as Trustee of the Alvin Gindel  
Revocable Trust*

SO ORDERED:

/s/ STUART M. BERNSTEIN  
Hon. Stuart M. Bernstein  
United States Bankruptcy Judge

Dated: November 22<sup>nd</sup>, 2019  
New York, New York